



## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: MailMail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

23456 7590 12/16/2008

WADDEY & PATTERSON, P.C.  
1600 DIVISION STREET, SUITE 500Adjustment date 01/02/2009 HDESTA2  
03/10/2006 MBELETE2 00000039 09853852  
01 FC:2501 -700.00 0P

01/02/2009 HDESTA2 00000010 09853852

01 FC:2501 755.00 0P

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Claire Ulanoff	(Depositor's name)
<i>Claire Ulanoff</i>	(Signature)
12-30-08	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/853.852	05/11/2001	Everett R. Geis	2066.0060001	7238

TITLE OF INVENTION: TURBOGENERATOR/MOTOR CONTROLLER

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$755	\$0	\$0	\$755	03/16/2009

EXAMINER	ART UNIT	CLASS-SUBCLASS
MASIH, KAREN	2837	318-140000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.563).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Waddey &amp; Patterson, P.C.

1. Lucian Wayne Beavers

2. \_\_\_\_\_

3. \_\_\_\_\_

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Capstone Turbine Corporation

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Chatsworth, CA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## 4a. The following fee(s) are submitted:

- ☒ Issue Fee (Balance of \$55.00)  
☐ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

## 4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☒ A check is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Lucian Wayne Beavers

Date

Dec. 30, 2008

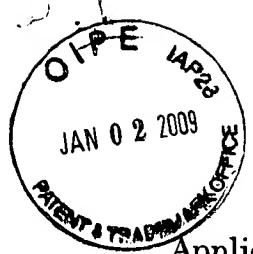
Typed or printed name

Registration No.

28,183

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Serial No.: 09/853,852  
Filed: May 11, 2001  
Customer No.: 23456

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Geis et al.  
Serial No.: 09/853,852  
Filed: May 11, 2001  
For: Turbogenerator/Motor Controller  
Group Art Unit: 2837  
Examiner: Masih  
Client Matter No. 10267-N9877\_065 (357)  
Customer No. 23456

**REQUEST TO APPLY PREVIOUS ISSUE FEE PAYMENT**

Mail Stop Issue Fee  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following is submitted in response to the NOTICE OF ALLOWANCE AND FEES DUE dated December 16, 2008.

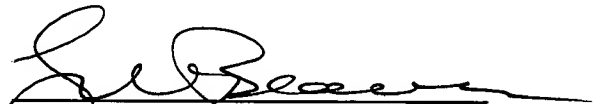
Submitted herewith is Form PTOL-85 transmitting the balance of \$55.00 due on the issue fee for the above-referenced matter. It is noted that there was a previous notice of allowance in this case and that on March 9, 2006 the PTO received Applicant's prior issue payment of \$700.00.

By an Office Action of January 30, 2008 Applicant was notified that the case had been withdrawn from issue, and Applicant was also advised that "Upon receipt of a new Notice of Allowance and Issue Fee Due, Applicant may request that any previously submitted issue fee be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due."

Applicant previously paid the amount of \$700.00 for the earlier issue fee.  
Applicant is submitting herewith a check in the amount of \$55.00 for the balance due on the present issue fee.

In the event there is any further payment due or credit due in connection with this payment, the same may be charged to or credited to Applicant's Deposit Account No. 23-0035.

Respectfully submitted,



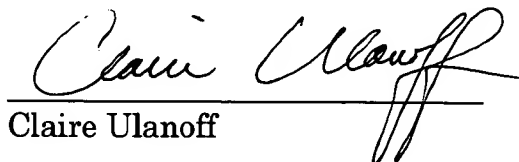
Lucian Wayne Beavers  
Registration No. 28,183  
WADDEY & PATTERSON  
A Professional Corporation  
ATTORNEY FOR APPLICANT  
Customer No. 23456

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this REQUEST TO APPLY PREVIOUS ISSUE FEE PAYMENT, Form PTOL-85 and check for \$55.00 are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on 12/30/08.



Claire Ulanoff

12/30/08  
Date